



James S. Turpin, Chairman
Kim S. Downing, **Vice Chairman**
Courtney A. Penn, **Secretary**
Barbara J. Myers
Aida L. Pacheco
Patricia Puritz
Justin M. Wilson

COMMONWEALTH of VIRGINIA

Board of Juvenile Justice

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DEPARTMENT OF JUVENILE JUSTICE

Board Meeting
Central Office Board Room
Richmond, VA
April 11, 2007

Present: James Turpin Barbara Myers Courtney Penn
Patricia Puritz Justin Wilson

DJJ Staff Present: Scott Reiner, Ken Bailey, Julius Day, Diane Lightner, Bruce Twyman, Steve Pullen, Ed Murray, Barry Green, Tim Howard, Sam Abed, Deron Phipps, Angela Valentine, John Coble, Janet Van Cuyk, Frances Brown, Kay Frye, Stephanie Garrison, Gayle Turner and Deborah Hayes.

I. CALL TO ORDER

The meeting was called to order at 10:15 am by Chairman Turpin.

II. APPROVAL OF AGENDA

On MOTION duly made by Mr. Penn, and seconded by Ms. Puritz, the Board approved the agenda as presented. Motion carried.

III. INTRODUCTIONS

Mr. Turpin called for introductions of attendees prior to proceeding. In attendance were: Bill Muse, Assistant Attorney General, Dawn Smith, Assistant Secretary of Public Safety, Andy Block, Charisa Smith and Abigail Turner representing the JustChildren Program.

IV. APPROVAL OF MINUTES for January 10, 2007

On MOTION duly made by Ms. Puritz and seconded by Mr. Wilson, the minutes of the January 10, 2007 Board meeting were approved as submitted. Motion carried.

V. PUBLIC COMMENT PERIOD

Mr. Turpin read the Board's revised position on the public comment period.

a. Request to Develop Policy or Regulations on Language Access for Juveniles and their Parents or Guardians

Ms. Abigail Turner, attorney with the JustChildren organization, addressed the Board on this matter. Ms. Turner's comments are attached to the minutes.

b. Public Comment on Regulations Governing Mental Health Services Transition Plans (6-VAC 35-180)

Ms. Charisa Smith is an advocate with the JustChildren organization, and works specifically with juvenile reentry issues. Ms. Smith's comments are attached to the minutes.

VI. COMMITTEE REPORTS

A. Secure Services Committee

Certifications

On MOTION duly made by Ms. Puritz and seconded by Mr. Penn to certify Beaumont Juvenile Correctional Center for three years. The Board requested monitoring reports from Beaumont for a year. They also requested a letter to Dr. Ito congratulating Beaumont on passing the audit. Motion carried.

On MOTION duly made by Ms. Puritz and seconded by Mr. Penn to certify Bon Air Juvenile Correctional Center for three years along with a letter of commendation for receiving 99% on their audit. Motion carried.

B. Non-Secure Services Committee

Certifications

On Motion duly made by Mr. Wilson and seconded by Ms. Myers to certify Crossroads Community Youth Home for three years. Crossroads will adopt language which changes fire inspection from 365 days to month of inspection. Motion carried.

On Motion duly made by Mr. Wilson and seconded by Mr. Penn to certify Southside Regional Group Home for one year. Southside Regional Group Home is approved for pre and post dispositional status.

C. Other

- **Request to Modify VJCCCA Plans**

- a. On motion duly made by Mr. Penn and seconded by Ms. Myers to amend the FY07-08 VJCCCA Plan for Surry county in accordance with the Request to Amend. Motion carried.

- b. On Motion duly made by Mr. Penn and seconded by Ms. Myers to amend the FY07-08 VJCCCA combined plan for the Frederick County, Clarke County and City of Winchester in accordance with the Request to Amend. Motion carried.

- c. On Motion duly made by Mr. Wilson and seconded by Ms. Myers to amend the FY07-08 VJCCCA combined plan for Roanoke City in accordance with the Request to Amend. Mr. Penn abstained due to his work with Roanoke City. Motion carried.

VII. OTHER BUSINESS

A. 1099 Reporting for Board Members

Mr. Pullen informed the Board members that any amount of reimbursement above \$600 must be reported on a 1099 form. He encouraged the members to

please continue attending DJJ events. Mr. Pullen said DJJ will notify the members when they are nearing the \$600 threshold.

B. Governor's Proposed Budget Action

VIII. DIRECTOR'S COMMENTS

Director Green pointed out the incentives for the Board members, which includes a t-shirt (from this year's Expressions Art Show); a mug, pen and mouse pad which depicts the DJJ's mission, goals and values.

He reminded the members of DJJ's upcoming leadership conference scheduled for May 10-11. Mr. Green also advised that the agency's employee recognition program and the JDAI conference are scheduled for May 17. He advised the Board members that the Virginia Community and Residential Care Association (VCRCA) is hosting a two-day conference (April 26-27) at the Sheraton Park South Hotel on Midlothian Turnpike. Mr. Green is speaking at this conference on Friday, April 27.

The University of Virginia contacted and has been given approval to present drama plays at the juvenile facilities. Residents will earn permission to attend these plays.

Mr. Green reminded the Board members that they will have to have election of officers at the June 13 meeting.

Mr. Green, Institutions and Behavioral Services Unit staff met with Dr. Jeffrey Kreutzer, a professor at VCU, and members of his staff regarding a letter of support for a study on youth with brain injury in the Virginia Justice System. DJJ did provide a letter of and is committed to working with Dr. Kreutzer and his staff to improve identification of and treatment for young people who have suffered traumatic brain injuries.

D. Review of DJJ Policies

On MOTION duly made the Chairman Turpin, and seconded by Ms. Myers, to rescind the following Board policies as of January 10, 2007, as they have been incorporated in the Virginia Administrative Code, are covered in the Virginia Code, or have been deemed unnecessary: 19-001, 20-007, 20-201, 13-002, 13-005, 17-005, 15-001, 20-102, 20-104, 20-305, 14-004, 16-002, 04-011, 19-003, 10-004, 02-018 and 20-006. Motion carried.

The following policies were taken out of the MOTION but will be discussed in more detail at the next meeting: 12-001.7, 05-007, 17-004 and 12-001.6. Motion carried. In reference to 12.001.6-Confidentiality of Health Information for Committed Youth, Mr. Green stated that DJJ needs to move forward with the procedure on mental health records because that procedure would be a reissue of an existing one which makes reference to health records. He said he would not want to issue it for something that would be in conflict with an existing policy. He asked the Board to take action on the policy now rather than delay for another two-three months, until the next Board meeting.

After discussion, the Chairman proposed the following new 12-001.6 that would replace or revise the policy adopted October 1, 1996: *The Department shall maintain the confidentiality of all medical, mental health and treatment records of juveniles who have been committed to the State in accordance with all applicable federal and state laws and regulations and in such a manner as to maximize the success of therapies and assure appropriate case management and maintain a safe living and treatment environment in*

all Department of Juvenile Justice facilities. Mr. Phipps distributed a copy of the proposed policy as submitted. Discussion followed. On MOTION duly made by Ms. Pacheco, and seconded by Ms. Myers, the policy was changed to read: *the Department shall maintain the confidentiality and custody of all medical, mental health and treatment records of juveniles who have been committed to the State in accordance with all applicable federal and state laws and regulations and in such a manner as to maximize the success of therapies and assure appropriate case management and maintain a safe living and treatment environment in all Department of Juvenile Justice facilities.* Motion carried. Policy 12-001.6 will be taken out of the block for the next meeting. The Board will begin reviewing policies 12-001.7, 05-007 and 17-004.

The Chairman asked Mr. Phipps to distribute the next packet of policies which will be discussed and voted on at the next meeting. He asked that DJJ include at least a summary of the policies in the Board packet.

E. State Board Don Carignan Juvenile Justice Award Proposal

Mr. Green asked the Board to review the proposal again and send comments to Deborah Hayes. The Chairman asked staff to be ready to present a preliminary discussion on how it will be implemented and a timeline. Ms. Myers asked that the guidelines be e-mailed to the Board members again.

IX. BOARD COMMENTS

The Chairman thanked Bruce Twyman, Public Information Officer, for making his work on the DJJ newsletter *Partnership*. He asked that the newsletter be included in the Board packets.

X. NEXT MEETING

The next meeting will be held at Central Office in Richmond on Wednesday, April 11, 2007.

XI. ADJOURN & TOUR

Having no other business, the meeting adjourned at 12:10 p.m.

Respectfully submitted,

Deborah Canada Hayes
DJJ Board Secretary